

Message

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**From:** Hurlid, Kathy [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=2F3B04131F1145FCB4CCF5B0A64C1AC4-KHURLD]  
**Sent:** 4/9/2018 1:50:12 AM  
**To:** Frazer, Brian [Frazer.Brian@epa.gov]  
**Subject:** Fwd: ESA and Dave's suggestion of designating FL as the "non-federal representative"

Sent from my iPhone

Begin forwarded message:

**From:** "Hurlid, Kathy" <Hurlid.Kathy@epa.gov>  
**Date:** April 5, 2018 at 12:21:49 PM EDT  
**To:** "Mancusi-Ungaro, Philip" <Mancusi-Ungaro.Philip@epa.gov>, "Kupchan, Simma" <Kupchan.Simma@epa.gov>, "Hicks, Matt" <Hicks.Matthew@epa.gov>  
**Subject:** RE: ESA and Dave's suggestion of designating FL as the "non-federal representative"

I sent you my comments, right? I've been having trouble with things not sending so please let me know if you did not get mine. - Kathy

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**From:** Mancusi-Ungaro, Philip  
**Sent:** Thursday, April 05, 2018 12:18 PM  
**To:** Kupchan, Simma <Kupchan.Simma@epa.gov>; Hurlid, Kathy <Hurlid.Kathy@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>  
**Subject:** RE: ESA and Dave's suggestion of designating FL as the "non-federal representative"

Well, I have a branch meet at 2:00 and we (including you) are talking to JT at 3:00. We were waiting on Brian and Kathy's comments so I do not think anything more was done here.

Phil

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**From:** Kupchan, Simma  
**Sent:** Thursday, April 05, 2018 11:59 AM  
**To:** Hurlid, Kathy <Hurlid.Kathy@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>; Mancusi-Ungaro, Philip <Mancusi-Ungaro.Philip@epa.gov>  
**Subject:** RE: ESA and Dave's suggestion of designating FL as the "non-federal representative"

I am happy to talk today - anyone free at 2 pm or 3 pm? Also, where is the latest draft? Did anyone do anything with the draft after I sent comments?

**Ex. 5 AC/DP** Thanks!

**Ex. 5 AC/DP**

Simma A. Kupchan  
EPA Office of General Counsel  
Water Law Office  
202-564-3105  
WJC North #7426Q

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**From:** Hurlid, Kathy  
**Sent:** Wednesday, April 04, 2018 2:53 PM

**To:** Kupchan, Simma <[Kupchan.Simma@epa.gov](mailto:Kupchan.Simma@epa.gov)>; Hicks, Matt <[Hicks.Matthew@epa.gov](mailto:Hicks.Matthew@epa.gov)>; Mancusi-Ungaro, Philip <[Mancusi-Ungaro.Philip@epa.gov](mailto:Mancusi-Ungaro.Philip@epa.gov)>

**Subject:** RE: ESA and Dave's suggestion of designating FL as the "non-federal representative"

So, before you tee this up for Steve, can we all talk about what is being teed up? As for timing, do we want to talk tomorrow?

Phil, Brian is supposedly sending me his comments on the ESA briefing paper. I've yet to receive them. I just reminded him.

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**From:** Kupchan, Simma

**Sent:** Wednesday, April 04, 2018 1:59 PM

**To:** Hurl, Kathy <[Hurl.Kathy@epa.gov](mailto:Hurl.Kathy@epa.gov)>; Hicks, Matt <[Hicks.Matthew@epa.gov](mailto:Hicks.Matthew@epa.gov)>; Mancusi-Ungaro, Philip <[Mancusi-Ungaro.Philip@epa.gov](mailto:Mancusi-Ungaro.Philip@epa.gov)>

**Subject:** RE: ESA and Dave's suggestion of designating FL as the "non-federal representative"

Before I tee this up for Steve, do you have any idea of the timing here for briefing further?

Simma A. Kupchan  
EPA Office of General Counsel  
Water Law Office  
202-564-3105  
WJC North #7426Q

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**From:** Hurl, Kathy

**Sent:** Wednesday, April 04, 2018 11:24 AM

**To:** Hicks, Matt <[Hicks.Matthew@epa.gov](mailto:Hicks.Matthew@epa.gov)>; Kupchan, Simma <[Kupchan.Simma@epa.gov](mailto:Kupchan.Simma@epa.gov)>; Mancusi-Ungaro, Philip <[Mancusi-Ungaro.Philip@epa.gov](mailto:Mancusi-Ungaro.Philip@epa.gov)>

**Subject:** ESA and Dave's suggestion of designating FL as the "non-federal representative"

Attny client privilege

Hi, I did not send this to the entire group, just to the program lawyers to keep traffic down.

**Ex. 5 AC/DP**

**Ex. 5 AC/DP**

# Ex. 5 AC/DP

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